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(9) 1/22/00 No.

## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FILED

JAN 1 8 2002

HARRISBURG, PA

CHRISTOPHER LEROY PETERSON,

Plaintiff

: Civil Action No. <del>00-1517</del>

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(Judge Kane)

SCI CAMP HILL,

(M.J. Blewitt)

Defendant

## MOTION FOR INVOLUNTARY DISMISSAL

Defendant, by its attorneys, moves the court for involuntary dismissal of the action in accordance with Fed.R.Civ.P 41 for plaintiff's failure to comply with the order of December 8, 2001. That order directed plaintiff to file an amended complaint within thirty days, i.e., by January 7, 2002. Plaintiff has not done so.

Wherefore, defendant's motion for involuntary dismissal should be granted.

Respectfully submitted,

D. MICHAEL FISHER Attorney General

By:

GREGORY R. NEUHAUSER Senior Deputy Attorney General

SUSAN J. FORNEY Chief Deputy Attorney General Chief, Litigation Section

OFFICE OF ATTORNEY GENERAL 15<sup>th</sup> Floor, Strawberry Square Harrisburg, PA 17120 717-787-8106

**Date: January 18, 2002** 

<del>-Base 1.81 or 99372-YK - Bocumew 9 - Filed 94/48/2002 - Page 3 of 3</del>

## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

**CHRISTOPHER LEROY PETERSON, :** 

v.

Plaintiff

No. 1:CV-01-0972

: (Judge Kane)

SCI CAMP HILL, : (M.J. Blewitt)

**Defendant** 

## **CERTIFICATE OF SERVICE**

I, GREGORY R. NEUHAUSER, Senior Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, hereby certify that on January 18, 2002, I caused to be served a true and correct copy of the foregoing document Motion for Involuntary Dismissal by depositing it in the United States mail, first-class postage prepaid to the following:

Christopher Leroy Peterson, EE-5357 SCI-Rockview Box A Bellefonte, PA 16823-0820

> GREGORY R. NEUHAUSER Senior Deputy Attorney General